

## DECLARATION AND POWER OF ATTORNEY

### DECLARATION:

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe, I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **DIAGNOSTIC SYSTEM AND METHOD FOR PHONOLOGICAL AWARENESS, PHONOLOGICAL PROCESSING, AND READING SKILL TESTING**

the specification of which (check only one item below):

☐ is attached hereto.

☒ was filed as United States Application Serial No. 09/912,681 on July 24, 2001 and was amended by a first preliminary amendment filed on February 15, 2002 and a second preliminary amendment filed herewith.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) on which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:			
Country (If PCT, indicate PCT)	Application Number	Date Filed	Priority Claimed (Yes/No)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120:					
U.S. APPLICATIONS			STATUS (check one)		
U.S. APPLICATION NUMBER	U.S. FILING DATE		PATENTED	PENDING	ABANDONED
09/350,791	July 9, 1999			X	
PCT APPLICATIONS DESIGNATING THE U.S.					
PCT APPLICATION NO.	PCT FILING DATE	U.S. SERIAL NUMBERS ASSIGNED (if any)			

I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

# **POWER OF ATTORNEY:**

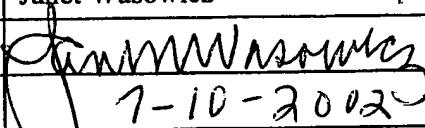
As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) on behalf of Cognitive Concepts, Inc. with full power of substitution to act exclusively to prosecute this application and transact all business in the Patent and Trademark Office connected there with:

Barry N. Young (Reg. No. 27,744); Timothy W. Lohse (Reg. No. 35,255); Steven R. Sprinkle (Reg. No. 40,825); Terrance A. Meador (Reg. No. 30,298); Ramsey R. Stewart (Reg. No. 38,322); June M. Learn (Reg. No. 31,238); John Oskorep (Reg. No. 41,234); Timothy N. Ellis (Reg. No. 41,734); William G. Goldman (Reg. No. 42,590); Sheila Kirschenbaum (Reg. No. 44,835); Travis L. Dodd (Reg. No. 42,491); Charles D. Gavrilovich, Jr. (Reg. No. 41,031); Gerald W. Maliszewski (Reg. No. 38,054); Hayward A. Verdun (Reg. No. 43,223); Armando Pastrana, Jr. (Reg. No. 44,997); Richard M. Goldman (Reg. No. 25,585); Lisa A. Haile (Reg. No. 38,347); Sal Lim (Reg. No. 45,706); Joseph R. Baker, Jr. (Reg. No. 40,900); Richard J. Imbra (Reg. No. 37,643); Mark L. Berrier (Reg. No. 35,066); Mark M. Takahashi (Reg. No. 38,631); James P. Cleary (Reg. No. 45,843); Karl A. Limbach (Reg. No. 18,689); Gerald T. Sekimura (Reg. No. 30,103); Kyla L. Harriel (Reg. No. 41,816); Eric N. Hoover (Reg. No. 37,355); George C. Limbach (Reg. No. 19,305); Ronald L. Yin (Reg. No. 27,607); Alan A. Limbach (Reg. No. 39,749); Edward B. Weller (Reg. No. 37,468); K. Jun Kim (Reg. No. 43,335); Peter R. Leal (Reg. No. 24,226); David Alberti (Reg. No. 43,465);

All correspondence should be addressed to:

Timothy W. Lohse  
 GRAY CARY WARE & FREIDENRICH  
 Attn: Patent Group  
 1755 Embarcadero Rd.  
 Palo Alto, CA 94303

All telephone calls should be directed to Timothy W. Lohse, telephone number (650) 320-7400.

Inventor's Full Name:	Janet Wasowicz
Inventor's Signature:	
Date:	7-10-2002
Residence: (City, State and/or country)	Evanston, Illinois 60202
Citizenship:	USA
Post Office Address:	207 Hamilton Street

Inventor's Full Name:	Feng-Qi Lai
Inventor's Signature:	<i>Feng-Qi Lai</i>
Date:	07/14/02
Residence: (City, State and/or country)	TERRE HAVEN, IN U.S.A. 47803
Citizenship:	P. R. China
Post Office Address:	617 S. DOBBS DEN STREET

Inventor's Full Name:	Andrew Morrison
Inventor's Signature:	<i>Andrew Morrison</i>
Date:	07/11/02
Residence: (City, State and/or country)	DEERFIELD, IL U.S.A. 60015
Citizenship:	U.S.
Post Office Address:	356 WARWICK

**ASSIGNMENT**

WHEREAS, Janet Wasowicz, Feng-Qi Lai and Andrew Morrison have made certain inventions or discoveries (or both) set forth in an Application for Letters Patent of the United States of America entitled DIAGNOSTIC SYSTEM AND METHOD FOR PHONOLOGICAL AWARENESS, PHONOLOGICAL PROCESSING, AND READING SKILL TESTING, the specification of which:

X was filed as U.S. Application Serial Number 09/912,681 on July 24, 2001.

WHEREAS, Cognitive Concepts, Inc., a corporation of the State of Illinois, and whose address is 990 Grove Street, Suite 300, Evanston, Illinois 60201 and who, together with its successors and assigns is hereinafter called "Assignee", is desirous of acquiring the entire right, title and interest together with the benefits and privileges hereinafter recited;

NOW, THEREFORE, for valuable consideration furnished by Assignee to me, receipt and sufficiency of which I hereby acknowledge, I hereby, without reservation;

1. Assign, transfer and convey to Assignee the entire right, title and interest together with the benefits and privileges in and to said inventions and discoveries, said Application for Letters Patent or similar forms of protection of the United States of America, and all other applications for Letters Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation and convention applications based in whole or in part upon said inventions or discoveries, or upon said application, and any and all Letters Patent, reissues and extensions of Letters Patent or similar forms of protection granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications and said Letters Patent;

2. Authorize Assignee to file patent applications in any or all countries or groups of countries on any or all of said inventions and discoveries in my name or in the name of Assignee or otherwise as Assignee may deem advisable, under the International Convention or any other relevant convention or treaty or otherwise;

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title and interest therein, or otherwise as Assignee may direct;

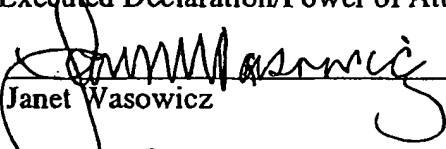
4. Warrant that I have not knowingly conveyed to others any rights in said inventions, discoveries, applications or patents or any license to use the same or to make, use or sell anything embodying or utilizing any of said inventions or discoveries; and that I have good right to assign the same to Assignee without encumbrance;

5. Bind my heirs, legal representatives and assigns, as well as myself, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to me, all acts reasonable serving to assure that said inventions and discoveries, said patent applications

Attorney Docket No. 2100632-991121

and said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by me, my heirs, legal representatives and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to us relating to said inventions and discoveries or the history thereof; and to furnish Assignee with any and all documents, photographs, models, samples and other physical exhibits in my control or in the control of my heirs, legal representatives or assigns which may be useful for establishing any facts of our conceptions, disclosures, and reduction to practice of said inventions or discoveries.

IN WITNESS WHEREOF:

Date I Executed Declaration/Power of Attorney in this Application: July 2, 2002  
Janet WasowiczSTATE OF Illinois )

) ss.

COUNTY OF COOK )On JUL - 2 2002 before me, Maria Ortiz,  
Notary Public, personally appeared Janet Wasowicz,

\_\_\_\_\_ personally known to me

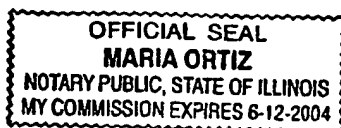
Or

X proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

(S E A L)

  
SIGNATURE OF NOTARY PUBLIC

IN WITNESS WHEREOF:

Date I Executed Declaration/Power of Attorney in this Application: Feb. 12, 2002

Feng-Qi Lai  
Feng-Qi Lai

STATE OF Illinois )  
COUNTY OF Cook ) ss.

On February 13, 2002 before me, Nancy Van Leur  
Notary Public, personally appeared Feng-Qi Lai

☒

Personally known to me

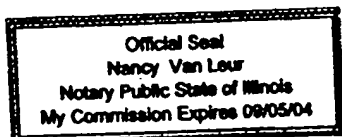
or

☐ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

(SEAL)



Nancy Van Leur  
SIGNATURE OF NOTARY PUBLIC

IN WITNESS WHEREOF:

Date I Executed Declaration/Power of Attorney in this Application: 02/13, 2001

Andrew Morrison  
Andrew Morrison

STATE OF Illinois )  
COUNTY OF Cook ) ss.

On February 13, 2002 before me, Nancy Van Leur,  
Notary Public, personally appeared Andrew Morrison

✓ personally known to me

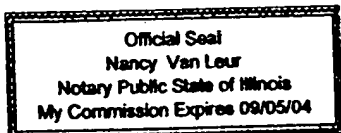
or

                     proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

(S E A L)



Nancy Van Leur  
SIGNATURE OF NOTARY PUBLIC